

1 Steven J. Kahn (CA Bar No. 76933)
2 Gail S. Greenwood (CA Bar No. 169939)
3 PACHULSKI STANG ZIEHL & JONES LLP
4 10100 Santa Monica Blvd., 13th Floor
5 Los Angeles, California 90067
Telephone: 310/277-6910
Facsimile: 310/201-0760
E-mail: skahn@pszjlaw.com
ggreenwood@pszjlaw.com

6 Co-Counsel to Chapter 11 Debtors and
7 Debtors In Possession

8
9 **UNITED STATES BANKRUPTCY COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA - LOS ANGELES DIVISION**

11 In re

12 Lead Case No. 2:18-bk-20151-ER

13 VERITY HEALTH SYSTEM OF CALIFORNIA,
14 INC., *et al.*,

15 Debtors and Debtors In Possession.
16
17 Jointly administered with:
18 Case No. 2:18-bk-20162-ER;
19 Case No. 2:18-bk-20163-ER;
20 Case No. 2:18-bk-20164-ER;
21 Case No. 2:18-bk-20165-ER;
22 Case No. 2:18-bk-20167-ER;
23 Case No. 2:18-bk-20168-ER;
24 Case No. 2:18-bk-20169-ER;
Case No. 2:18-bk-20171-ER;
Case No. 2:18-bk-20172-ER;
Case No. 2:18-bk-20173-ER;
Case No. 2:18-bk-20175-ER;
Case No. 2:18-bk-20176-ER;
Case No. 2:18-bk-20178-ER;
Case No. 2:18-bk-20179-ER;
Case No. 2:18-bk-20180-ER;
Case No. 2:18-bk-20181-ER;

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1 ST. VINCENT MEDICAL CENTER, a California
2 nonprofit public benefit corporation, SETON
3 MEDICAL CENTER, a California nonprofit
4 public benefit corporation, O'CONNOR
5 HOSPITAL, a California nonprofit benefit
corporation, and SAINT LOUISE REGIONAL
6 HOSPITAL, a California nonprofit public benefit
corporation,

7 Plaintiffs,
8 v.

9 BLUE SHIELD OF CALIFORNIA PROMISE
10 HEALTH PLAN f/k/a CARE 1ST HEALTH
11 PLAN, a California corporation,

12 Defendant.

13 Plaintiff hereby provides this notice of the requirement of Local Bankruptcy Rule
14 7026-1 ("LBR 7026-1") and Federal Rule of Bankruptcy Procedure 7026 (collectively, the
15 "Rules") that the parties must meet and confer as required by and for the purposes set forth in
16 those Rules. The text of LBR 7026-1 is attached hereto as **Exhibit A**.

17 Dated: August 28, 2020

18 PACHULSKI STANG ZIEHL & JONES LLP

19 */s/ Steven J. Kahn* _____
20 Steven J. Kahn
21 Co-Counsel to Chapter 11 Debtors and
22 Debtors In Possession

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EXHIBIT A
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1 EXHIBIT A

2 **NOTICE OF REQUIRED COMPLIANCE UNDER LBR 7026-1
AND FEDERAL RULE OF BANKRUPTCY PROCEDURE**

3 **LBR 7026-1. DISCOVERY**

4 (a) **General.** Compliance with FRBP 7026 and this rule is required in all adversary
5 proceedings.

6 (1) **Notice.** The plaintiff must serve with the summons and complaint a notice that
7 compliance with FRBP 7026 and this rule is required.

8 (2) **Proof of Service.** The plaintiff must file a proof of service of this notice together with
9 the proof of service of the summons and complaint.

10 (b) **Discovery Conference and Disclosures.**

11 (1) **Conference of Parties.** Unless all defendants default, the parties must conduct the
12 meeting and exchange the information required by FRBP 7026 within the time limits
13 set forth therein. Unless otherwise ordered, the initial status conference constitutes
14 the “scheduling conference” referred to in FRCP 26(f)(1) (incorporated by FRBP
15 7026).

16 (2) **Joint Status Report.** Within 7 days after such meeting, the parties must prepare a joint
17 status report containing the information set forth in LBR 7016-1(a)(2). The joint
18 status report will serve as the written report of the meeting required by FRBP 7026.

19 (c) **Failure to Make Disclosures or Cooperate in Discovery.**

20 (1) **General.** Unless excused from complying with this rule by order of the court for good
21 cause shown, a party must seek to resolve any dispute arising under FRBP 7026-7037
22 or FRBP 2004 in accordance with this rule.

23 (2) **Meeting of Parties.** Prior to the filing of any motion relating to discovery, the parties
24 must meet in person or by telephone in a good faith effort to resolve a discovery
25 dispute. It is the responsibility of the moving party to arrange the conference. Unless
26 altered by agreement of the parties or by order of the court for cause shown, the
27 opposing party must meet with the moving party within 7 days of service upon the
28 opposing party of a letter requesting such meeting and specifying the terms of the
discovery order to be sought.

29 (3) **Moving Papers.** If the parties are unable to resolve the dispute, the party seeking
discovery must file and serve a notice of motion together with a written stipulation by
the parties.

30 (A) The stipulation must be contained in 1 document and must identify, separately
31 and with particularity, each disputed issue that remains to be determined at the
32 hearing and the contentions and points and authorities of each party as to each
33 issue.

34 (B) The stipulation must not simply refer the court to the document containing the
discovery request forming the basis of the dispute. For example, if the
35 sufficiency of an answer to an interrogatory is in issue, the stipulation must
36 contain, verbatim, both the interrogatory and the allegedly insufficient answer,
37 followed by each party's contentions, separately stated.

1 (C) In the absence of such stipulation or a declaration of a party of noncooperation
2 by the opposing party, the court will not consider the discovery motion.

3 (4) Cooperation of Parties; Sanctions. The failure of any party either to cooperate in this
4 procedure, to attend the meeting of parties, or to provide the moving party the
5 information necessary to prepare the stipulation required by this rule within 7 days of
the meeting of parties will result in the imposition of sanctions, including the
sanctions authorized by FRBP 7037 and LBR 9011-3.

6 (5) Contempt. LBR 9020-1 governing contempt proceedings applies to a discovery
7 motion to compel a non-party to comply with a deposition subpoena for testimony
and/or documents under FRBP 7030 and 7034.